



# United States Department of the Interior

## BUREAU OF LAND MANAGEMENT

Alturas Field Office  
708 W. 12<sup>th</sup> Street  
Alturas, CA 96101  
[www.ca.blm.gov/alturas](http://www.ca.blm.gov/alturas)



In reply refer to:  
4100 (CA-320)P

March 30, 2011

**RETURN RECEIPT REQUESTED**  
**CERTIFIED MAIL NO. 7009 2820 0000 8213 1357**

### Notice of Field Managers Proposed Grazing Decision

Daran V. and Lynette G. Myers  
P.O. Box 167  
Adin, CA 96006

Dear Mr. and Mrs. Myers:

This is in response to your application to transfer the Chase Valley Allotment grazing permit from the Haury Family 1993 Revocable Trust to you.

The Chase Valley Allotment consists of 2460 acres of public land and is located within Lassen County, California, approximately 7 miles southeast of Adin, California:

Mount Diablo Meridian  
T. 38 N., R. 9 E.,  
Parts of sec. 11, 12, 13, & 14;  
T. 38 N., R. 10 E.,  
Parts of sec. 7, 8, 17, & 18;

The authorized grazing use and permit terms and conditions are as follows:

Livestock		Grazing Period		% PL	AUMs		
Number	Class	Begin	End		Active	Susp	Total
35	Cattle	4/16	5/15	86%	30	0	0

All salting sites must be located not less than 1/4 mile from all water sources including live streams, stock water reservoirs, and watering troughs.

All fences, water developments, and other improvements necessary to facilitate the livestock use authorized by this permit/lease must be maintained in working condition by the responsible party identified in all cooperative range improvement/maintenance agreements prior to the annual grazing season. Failure to do so may result in a delay in authorized use until improvements are maintained.

This grazing permit/lease is subject to modification, and or, cancellation based on findings, monitoring, and management objectives associated with, but not limited to, the Alturas resource Management Plan, sage grouse conservation plans, rangeland addendum to the California State Historic Preservation Office and California BLM protocol, and land health standards as determined by land health assessments.

The grazing permit is in accordance with the Alturas resource Management Plan and Record of Decision approved on April 17, 2008.

Your application is in order and you meet all requirements under 43 CFR 4110.2-3

Transfers of grazing preference are categorically excluded from further NEPA review (516 DM 11.9). We also completed a review of extraordinary circumstances for applicability and found that none apply. Based on this review, the transfer does not require preparation of an environmental assessment or environmental impact statement.

Therefore, my proposed decision is to approve the transfer of grazing preference described above.

### **RATIONALE**

The transfer of the grazing permit will help to provide for the sustainability of the western livestock industry and communities that are dependent upon productive, healthy public rangelands.

### **AUTHORITY**

Statutory and regulatory authorities for this decision are in the Taylor Grazing Act as amended, the Federal Land Policy and Management Act of 1976 and 43 CFR 4100:

**43 CFR 4100.0-8:** “The authorized officer shall manage cattle grazing on public lands under the principle of multiple use and sustained yield, and in accordance with applicable land use plans.”

**43 CFR 4130.2(b):** “The authorized officer shall consult, cooperate and coordinate with affected permittees or lessees, the State having lands or responsible for managing resources within the area, and the interested public prior to the issuance or renewal of grazing permits and leases.”

**43 CFR 4130.3-1(b):** “All permits and leases shall be made subject to cancellation, suspension, or modification for any violation of these regulations or of any term or condition of the permit or lease.”

## **RIGHT TO PROTEST/APPEAL**

Any applicant, permittee, lessee or other affected interest may protest a proposed decision under 43 CFR 4160.1, in person or in writing to the Alturas Field Manager, 708 West 12th Street, Alturas, CA 96101, within 15 days after receipt of such decision. The protest should clearly and concisely state the reason(s) as to why the proposed decision is in error.

In the absence of a protest, the proposed decision will become the final decision of the authorized officer without further notice unless otherwise provided in the proposed decision.

Any applicant, permittee, lessee or other person whose interest is adversely affected by the final decision may file an appeal in accordance with 43 CFR 4.470 and subpart 4160.1-4. The appeal may be accompanied by a petition for stay of the decision in accordance with 43 CFR 4.21, pending final determination on appeal. The appeal and petition for stay must be filed in the office of the authorized officer, as noted above, within 30 days following receipt of the final decision, or within 30 days after the date the proposed decision becomes final.

The appeal shall state the reason, clearly and concisely, why the appellant thinks the final decision is in error and otherwise comply with the provisions of 43 CFR 4.470 which is available from any BLM office for your use in the BLM office.

In accordance with 43 CFR 4.21(b)(1), a petition for stay, if filed, must show sufficient justification based on the following standards:

- (1) The relative harm to the parties if the stay is granted or denied
- (2) The likelihood of the appellants success on the merits
- (3) The likelihood of immediate and irreparable harm if the stay is not granted
- (4) Whether the public interest favors granting the stay

Sincerely,

Timothy J. Burke  
Field Manager

cc:

CDF& G – Redding  
CDF&G – Alturas  
Center for Biological Diversity  
Western Watersheds Project  
Pit River Tribe EPA  
Sophia Villarruel, Cultural Information Officer  
Juan Venegas, Chairperson  
Cattleman's Association